

# DECLARATION

IN REISSUE APPLICATION

Attorney Docket No.

R597.12-0003

## SPECIFICATION AND INVENTORSHIP IDENTIFICATION

As a below named inventor, I declare that:

1. I am a citizen of the United States of America and resident of Fridley, Minnesota, now residing at 98 - 64<sup>th</sup> Way, Fridley, Minnesota.

2. I believe that I am the original, first and sole inventor of the invention described and claimed in U.S. Patent No. 5,878,435, issued March 9, 1999, and in this reissue application.

3. I have reviewed and understand the contents of the reissue specification, above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information that is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

4. I do not know and do not believe that the invention disclosed and claimed in my U.S. Patent No. 5,878,435 and in this reissue application was ever known and used in the United States before I made the invention.

5. I believe the original patent, U.S. Patent No. 5,878,435, to be partly inoperative or invalid by reason of a defective specification or drawing.

6. In reference to paragraph 5, I believe U.S. Patent No. 5,878,435 is partly inoperative and contains at least one error by reason that I did not claim the priority date of Provisional Application No. 60/046,481. As a result, I claimed less in my U.S. Patent No. 5,878,435 than I had a right to claim.

7. I believe the original patent, U.S. Patent No. 5,878,435, is partly inoperative or invalid by reason that I claimed more or less than I had the right to claim in the patent.

8. In reference to paragraph 7, I believe U.S. Patent No. 5,878,435 is partly inoperative and contains at least one error by reason that I claimed more than my invention in claims of the scope to which I am not entitled and in terms extending beyond its intended scope or the specification of the patent application. Subject matter was drafted into the claims which was not supported by the specification. As a result, I claimed more in my U.S. Patent No. 5,878,435 than I had a right to claim.

9. By virtue of my original disclosure and the teaching contained in my U.S. Patent No. 5,878,435, I believe that I am entitled to claim my invention to its full extend, as defined in claims 1-7 of the reissue application.

10. I realize that I did not understand the full significance of the language of the claims at the time of filing or during the prosecution of my U.S. Patent No. 5,878,435. I was not familiar with the patent claims, their interpretation, and the patent process to realize that the priority date of U.S. Provisional Application No. 60/046,481 was not claimed in my U.S. Patent No. 5,878,435. Additionally, I did not realize that I claimed more than my invention allowed making my U.S. Patent No. 5,878,435 partially inoperative.

11. All errors which are being corrected in the present reissue application up to the time of filing of this declaration arose without any deceptive intention on my part, as the applicant.

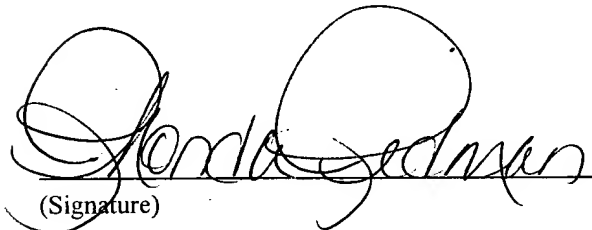
All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

#### DESIGNATION OF CORRESPONDENCE ADDRESS

Please address all correspondence and telephone calls to Z. Peter Sawicki in care of:

KINNEY & LANGE, P.A.  
312 South Third Street  
Minneapolis, Minnesota 55415-1659  
Phone: (612) 339-1863 Fax: (612) 339-6580

Inventor:

  
(Signature)

Date:

3/1/2000

Inventor:

Rhonda S. Redman  
(Printed Name)

Residence:

Fridley, Minnesota

Citizenship: USA

P.O. Address: 98 - 64<sup>th</sup> Way, Fridley, Minnesota 55432

  
(Signature)

Date:

**Ricky V. Redman**  
(Printed Name)

### Fridley, Minnesota

Citizenship: USA

P.O. Address: 98 - 64<sup>th</sup> Way, Fridley, Minnesota 55432

THE UNIVERSITY OF CHICAGO

# DECLARATION

IN REISSUE APPLICATION

Attorney Docket No.

R597.12-0003

I declare that:

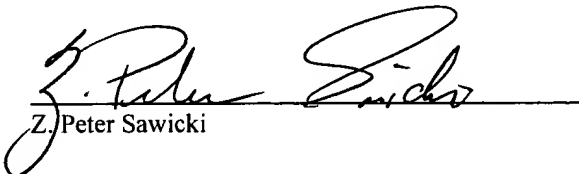
1. I am a patent attorney who conducted the patent prosecution of U.S. Patent No. 5,878,435.
2. I am a patent attorney who file U.S. Provisional Application No.60/046,481.
3. I inadvertently did not claim the priority date of U.S. Provisional Application No. 60/046,481 during the prosecution of U.S. Patent No. 5,878,435 thereby making U.S. Patent No. 5,878,435 partially inoperative.
4. I inadvertently drafted subject matter into the claims which was not supported by the specification thereby making U.S. Patent No. 5,878,435 partially inoperative.
5. I believe that my drafting subject matter into the claims which was not supported by the specification in U.S. Patent No. 5,878,435 arose without any deceptive intent on my part.
6. I believe that my failure in not claiming the priority date of U.S. Provisional Application No. 60/046,481 arose without any deceptive intent on my part.

All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

## DESIGNATION OF CORRESPONDENCE ADDRESS

Please address all correspondence and telephone calls to Z. Peter Sawicki in care of:

KINNEY & LANGE, P.A.  
312 South Third Street  
Minneapolis, Minnesota 55415-1659  
Phone: (612) 339-1863 Fax: (612) 339-6580

  
Z. Peter Sawicki

Date: March 6, 2000

**R597-012002**

Title: HAND AND FOREARM PROTECTOR

X the application filed herewith:  
 \_\_\_\_\_ application Serial No. \_\_\_\_\_, filed \_\_\_\_\_;  
 Patent No. \_\_\_\_\_, issued \_\_\_\_\_;

I am a below named independent inventor and I qualify as an independent inventor as defined in 37 CFR § 1.9(c) for purposes of paying reduced fees under 35 USC §§ 41(a) and (b).

Rights under contract or law remain with me. If the rights held are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person who could not be classified as (1) an independent inventor under 37 CFR § 1.9(c) if that person had made the invention, (2) a small business concern under 37 CFR § 1.9(d) or (3) a non-profit organization under 37 CFR § 1.9(e).

X There is no such person, concern, or organization.

The person, concerns or organizations are listed below:

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ Individual  
☐ Small Business Concern  
☒ Non-Profit Organization

### III. ACKNOWLEDGEMENT OF DUTY TO NOTIFY PTO OF STATUS CHANGE

I acknowledge the duty to file, in this application or patent, notification of any change resulting in loss of entitlement to small entity status pursuant to 37 CFR § 1.28(b).

#### IV. DECLARATION

All statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

V.

SIGNATURES

Signature:

*Donald S. Kast*

Date:

*11/11/97*

Signature:

*John J. [illegible]*

Date:

*11/11/97*

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